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9 Attorneys for Plaintiffs  
10 GEO. M. MARTIN COMPANY and  
11 THE MARTIN FAMILY TRUST – 1989

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

GEO. M MARTIN COMPANY, a California corporation, and THE MARTIN FAMILY TRUST – 1989,

Case No.: C 07-00692 WHA

Plaintiffs,

**STIPULATION AND [PROPOSED] ORDER REGARDING EXTENSION OF DISCOVERY DEADLINES**

vs.

ALLIANCE MACHINE SYSTEMS INTERNATIONAL, LLC, a Wyoming corporation,

Judge: The Honorable William H. Alsup

Defendant.

**STIPULATION REGARDING EXTENSION OF DISCOVERY DEADLINES**

Pursuant to Civil Local Rules 6-2 and 7-12, defendant Alliance Machine Systems,

International, Inc. (“Alliance”) and plaintiffs George M. Martin Company and The Martin Family Trust – 1989 (collectively “GMM”) stipulate as follows and respectfully request that the Court enter the following Proposed Order.

Although the parties have begun deposition discovery, they have encountered some scheduling difficulties. This includes difficulties scheduling a number of depositions in various

1 locations throughout the United States, as well as three depositions that are scheduled to take place  
 2 in Australia and New Zealand. *See* Declaration of Michael D. Lisi, ¶ 2. The parties have met and  
 3 conferred, and believe that additional time to complete discovery, as well as additional time to  
 4 submit final infringement and invalidity contentions under the Patent Local Rules, would provide  
 5 sufficient time to resolve these scheduling issues. *Id.*, ¶ 3. Consequently, the parties respectfully  
 6 request that certain deadlines set by the Court's Case Management Order and certain dates set by the  
 7 local rules be amended as set forth below. The parties have not previously requested any  
 8 modification to the schedule in this matter, and do not believe that the short delays reflected herein  
 9 will impact the trial date in this matter. *Id.*, ¶ 4.

10 NOW THEREFORE, IT IS HEREBY STIPULATED by and between the Parties, subject to  
 11 Court approval, as follows:

12 1. The following deadlines set by the Court's Case Management Order and pursuant the  
 13 Court's Local Rules shall be modified as set forth below:

<u>Matter</u>	<u>Original Date</u>	<u>New Date</u>
Final Infringement Contentions Due	December 16, 2007	January 2, 2008
Final Invalidity Contentions Due	January 7, 2008	January 16, 2008
Non-expert Discovery Cutoff	January 11, 2008	February 1, 2008
Initial Expert Reports Due	January 11, 2008	February 1, 2008
Rebuttal Expert Reports Due	January 25, 2008	February 15, 2008
Reply Expert Reports Due	February 1, 2008	February 22, 2008
Expert Discovery Cutoff	February 15, 2008	March 7, 2008
Last day to file dispositive motions	February 28, 2008	March 7, 2008

DATED: December 5, 2007

KRIEG, KELLER, SLOAN REILLEY  
& ROMAN LLP

By: \_\_\_\_\_/S/ \_\_\_\_\_

Kenneth Keller  
Christopher Holland  
Michael D. Lisi

## Attorneys for Plaintiffs

DATED: December 5, 2007

DORSEY & WHITNEY LLP

By: /S/

J. Thomas Vitt  
Sri K. Sankaran  
John J. Brogan

**Attorneys for Defendant**

I hereby attest that I have been authorized by Counsel for Defendant Alliance Machine Systems International, LLC to execute this Stipulation and [Proposed] Order Regarding Extension of Discovery Dates.

Executed on this 5<sup>th</sup> day of December, 2007, at San Francisco, California.

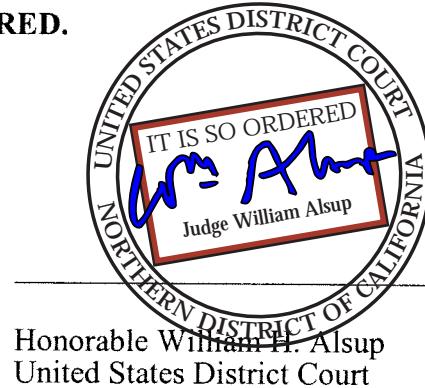
By: \_\_\_\_\_ /S/

Michael D. Lisi

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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4 DATED: December 6, 2007

5 By: \_\_\_\_\_



6 Honorable William H. Alsup  
7 United States District Court  
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